



1642
JFV

PATENT
Attorney Docket 057309-5019-US03

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Jim E. CUTLER *et al.*

Application No.: 10/073,868

Filed: February 14, 2002

Group Art Unit: 1642

Examiner: Anne Holleran

For: Peptides Which Mimic Candida Carbohydrate Epitopes and Their Use in a Vaccine

U.S. Patent and Trademark Office
2011 South Clark Place
Customer Window, Mail Stop Amendment
Crystal Plaza Two, Lobby, Room 1B03
Arlington, VA 22202

TRANSMITTAL FORM

1. Transmitted herewith is a Response to the Communication from the Examiner dated October 5, 2004.
2. Extension of Time: The proceedings herein are for a patent application and the provisions of 37 C.F.R. 1.136(a) apply. Applicants petition for a one-month extension of time, the fee for which is **\$55.00** (small entity status applies) as set out in 37 C.F.R. 1.17(a).
3. Additional Papers:
 - (a) Letter Re Compliance With the Requirements of 37 CFR § 1.821-1825
 - (b) Return Copy of Notice
 - (c) Statement Accompanying Sequence Listing
 - (d) Three Pages Sequence Listing and One Computer Readable Diskette of Sequence Listing
 - (e) One Computer Readable Diskette of Sequence Listing
 - (f) Preliminary
4. Fee Payment: The Commissioner is hereby authorized to charge **\$55.00** to Deposit Account No. 50-0310 for payment of a one month extension of time.
5. Constructive Petition: Except for issue fees payable under 37 C.F.R. 1.18, the Commissioner is hereby authorized by this paper to charge any additional fees during the entire pendency of this application including fees due under 37 C.F.R. 1.16 and 1.17 which may be required, including any required extension of time fees, or credit any overpayment to Deposit Account 50-0310. This paragraph is intended to be a **constructive petition for extension of time** in accordance with 37 C.F.R. 1.136(a)(3).

Dated: **November 10, 2004**
Morgan, Lewis & Bockius LLP
Customer No. 09629
1111 Pennsylvania Avenue, N.W.
Washington, D.C. 20004
202-739-3000

Respectfully submitted,
Morgan, Lewis & Bockius LLP

Elizabeth C. Weimar
Elizabeth C. Weimar
Registration No. 44,478